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APPLICATION NO), 1	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
09/695,067 10/25/2000		10/25/2000	Tadashi Emori	071671/0156	1683
22428	7590	12/08/2004		EXAMINER	
FOLEY A		DNER	OPSASNICK, MICHAEL N		
SUITE 500 3000 K STREET NW				ART UNIT	PAPER NUMBER
WASHINGTON, DC 20007				2655	
				DATE MAILED: 12/08/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.



Advisory Action 09/955/667 Exminer Art Unit Ar	•	Application No.	Applicant(s)	l					
Examiner Michael N. Opsasnick 2655	Advisory Action	09/695,067 EMORI ET AL.							
The MAILING DATE of this communication appears on the cover sheet with the correspondence address - THE REPLY FILEO 08 November 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY (check either a) or b)] a) The period for reply expires 3 months from the mailing date of the final rejection. b) The period for reply expires 3 months from the mailing date of the final rejection, whichever is fatter, in no event, however, with the statutory period for reply expire late than SX MONTHS from the mailing date of the final rejection. TOROTION. Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension the have been filed is the date for purposes of determining the pariod of extension and the corresponding amount of the fee. The appropriate extension the have been filed is the date for purposes of determining the pariod of extension and the corresponding amount of the fee. The appropriate extension the have been filed is the date for purposes of determining the pariod of extension and the corresponding amount of the fee. The appropriate extension the have been filed is the date for purposes of determining the pariod of extension and such as for the filed within the period set forth in 1.1 A Notice of Appeal was filed on	Advisory Action	Examiner	Art Unit						
THE REPLY FILED 08 November 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a intel rejection under 37 CFR 1.13 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (ReCE) in compliance with 37 CFR 1.13. PERIOD FOR REPLY (check either a) or b)		Michael N. Opsasnick	2655						
Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a innal rejection under 37 CFR 1.133 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. **PERIOD FOR REPLY** (check either a) or b)** **Display to the period for reply expires 2 months from the mailing date of the final rejection.** **Display to the period for reply expires 0.115 he mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire size than \$13 MONTHS from the mailing date of the final rejection. ONLY ORECKT HIS BOX WINENT HE PIRES REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 705.07(1). **Extraction of time may be obtained under 37 CFR 1.138(a). The date on which the petition under 37 CFR 1.138(a) and the appropriate extension relevance of the ment of the final rejection. See 17 CFR 1.138(a) and the period set of the final rejection of the final rejection, even if timely lied, may reduce any earned patent term adjustment. See 37 CFR 1.191(d)), to avoid dismissal of the appeal of the final rejection, even if timely lied, may reduce any earned patent term adjustment. See 37 CFR 1.191(d)), to avoid dismissal of the papeal of the final rejection of the final	The MAILING DATE of this communication appears on the cover sheet with the correspondence address								
a) The period for reply expires 3_months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no evert, however, will be statutory period for reply expire so that the statutory period for reply expire them 51X MONTHS from the mailing date of the final rejection. ONLY CHECK THIS DOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRAL REJECTION. See MEPP (1) and the mail of the statutory that the statutory are the statutory of the final rejection. Exists 87 CFT 1.1369 is calculated from: (1) the capitation date of the store which the petition under 37 CFT 81.1369) and the sporporiate extension the have been filled is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension the have been filled is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension the have been filled is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension capital control of the period set forth in 37 CFR 1.191(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2.	Fherefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued								
 b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no nevent, however, will be statutory period for reply expire later than SIX MONTHS from the mailing date of than rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 766.07(f). Lestensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.176(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or 20 as set forth in (3) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filled, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. The proposed amendment(s) will not be entered because: (a) they raise new issues that would require further consideration and/or search (see NOTE below); (b) they raise the issue of new matter (see Note below); (c) they raise the issue of new matter (see Note below); (d) they raise and dorned to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) they proposed are mended to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or Applicant's reply has overcome the following rejection(s):<td></td><td></td><td></td><th>· </th>				·					
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issues for appeal; and/or (d)	(b) they raise the issue of new matter (see Note below);								
NOTE: 3. Applicant's reply has overcome the following rejection(s): 4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet. 6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-31. Claim(s) withdrawn from consideration: 8. The drawing correction filed on is a) approved or b) disapproved by the Examiner. 9. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s) DAY ID OMET7 PRIMARY EXAMINER	· · · · · · · · · · · · · · · · · · ·	n better form for appeal by mat	erially reducing or si	implifying the					
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Continuation of 5. does NOT place the application in condition for allowance because: the arguments presented by the applicant pertain to applicant's specification, and not to the scope of the claim language..